

**BELLA VISTA CITY COUNCIL MEETING MINUTES - May 23, 2016**

**CALL TO ORDER:** Mayor Christie

**INVOCATION:** Pastor Will Lowry, St Theodores's Episcopal Church

**PLEDGE** was recited by all.

**ROLL CALL OF COUNCIL:** Alderman Morgan, Flynn, Anderson, King, Wozniak, Wilson all present.

**CITIZEN INPUT:**

Carol Wilson, 92 Kincardine Dr spoke about concerns she has concerns regarding the dumping of tree cuttings and other material to reclaim gullies & ravines. She asked that this be looked at a little closer before approving this Ordinance.

Dawn Harpell, 17 Miller Dr spoke about her ongoing concern with the width of, Sunset Drive. It is very dangerous as is.

Glenn Tracy, 14 Bosworth Circle expressed concerns about the upcoming fencing and accessory buildings. He feels that this is over regulation. He feels it should be left as is.

George Tracy, 16 Salisbury Drive spoke also about the pending restrictions on accessory buildings. This should be left as is. Allow property owners to determine what is best for them.

Theresa Neal, 2 Rockingham Dr spoke also about accessory buildings. She is on the ACC board and the planning commission. She is interested in the city working closely with the ACC on issues with accessory structures. Constructing an accessory building on an adjacent lot can be very well done and add to the city.

**APPROVE MINUTES:** April 25, 2016 – Motion to approve by Alderman Anderson seconded by Alderman Wozniak. Vote by show of hands; 6 aye, 0 nay. Approved

**FINANCIAL REPORT FOR April** – Mayor Christie went over the financial.

**General Fund**

Revenue YTD \$245K F

- Misc Income \$29K F (\$10K POA payment for their portion of Economic Development Study plus a collection of smaller amounts)
- Sales Tax \$66K F (Both city and county sales tax higher than expected)
- Franchise Fees \$37K F (Electric, Cable & Uverse)
- Specified donations \$22K F (Fire & Police)

Expense YTD \$485K F

- Admin \$11K F (timing related to public relations and Museum incentive payment)
- Community Services \$90K F (timing related to Contracts \$83K F)
- Police \$134K F (Benefits, Gas and Animal Control)
- Fire \$241K F Underrun in headcount and gas

## Street Department

Revenue YTD \$28K U

Expense YTD \$25K F

Surplus \$6.6M

Motion to approve by Alderman Anderson seconded by Alderman Flynn. Ayes 6, Nays 0 Approved.

MOTION TO SUSPEND RULES: Motion by Alderman Morgan, second by Alderman Flynn. Roll call vote was unanimous.

**ORDINANCE NO-** AN ORDINANCE AMENDING SECTION 18-20(b) OF THE MUNICIPAL CODE REGULATING THE DUMPING OF TREE CUTTINGS AND OTHER MATERIALS, AND FOR OTHER PURPOSES. **(Third reading)** Motion to table for one month to look into the concerns expressed by Carol Wilson was made by Alderman Anderson, second by Alderman Morgan. Roll Call vote was taken and supported by all 6 Alderman.

**ORDINANCE NO- 2016-09** AMENDING SECTION 2-106 OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO LIMIT THE SUBJECTS OF CALLED SPECIAL MEETINGS OF THE CITY COUNCIL. **(Third reading)** Alderman Anderson moved to approve, second by Alderman Wozniak. Alderman Morgan asked about what other cities do in regards to special meetings. Attorney Kelley commented that he is unaware of any particular policies in this area. He also explained that a special can have one or more issues to be covered. Roll call vote resulted in 6 ayes, 0 nays.

**ORDINANCE NO- 2016-10** AMENDING SECTION 103-48(c) OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA CONCERNING KEY BOX REQUIREMENTS. **(Third reading)** Motion to approve by Alderman Wozniak, second by Alderman Flynn. Approved by 6 ayes, 0 nays.

**ORDINANCE NO-** AMENDING SECTION 109-3 DEFINITIONS OF TERMS AND USES IN CHAPTER 109 ZONING OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO EXCLUDE CAPTIVE-BRED MEMBERS OF THE FAMILY COLUMBIDAE (DOVES AND PIGEONS) FROM THE DEFINITION OF LIVESTOCK **(Second Reading)** Motion to table indefinitely was made by Alderman Wilson, seconded by Alderman Anderson. Adopted by vote of 6 ayes, 0 nays.

**ORDINANCE NO-2016-11** AMENDING THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO ADD RULES AND REGULATIONS FOR THE USAGE OF CITY PUBLIC-USE TRAILS, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES. **(Second Reading)** The Mayor explained that the POA will follow the same rules being proposed in this Ordinance. This will ensure that the same rules will be followed by both entities. Motion was made by Alderman Anderson and seconded by Alderman Flynn to suspend the rules and move to third and final reading. 6 ayes, 0 nays. Rules suspended. A motion was then made to adopt this Ordinance by Alderman Anderson and seconded by Alderman Flynn. Approved 6 ayes, 0 nays. Motion to adopt the emergency clause was made by Alderman Flynn, seconded by Alderman Wilson. Vote was 6 ayes, 0 nays. Passed.

**ORDINANCE NO-2016-12** ACCEPTING AND CONFIRMING EASEMENTS DEDICATED TO THE PUBLIC ON PARCELS 15-09383-000 AND 15-09380-000, AND FOR OTHER PURPOSES. Motion to suspend the rules and move this to third and final reading was made by Alderman Flynn and was seconded by Alderman Wilson. Approved 6 ayes, 0 nays. Motion then made by Alderman Flynn to adopt

this ordinance, second by Alderman Morgan. Vote was taken and resulted in 6 ayes, 0 nays. Adopted.

**ORDINANCE NO-** AMENDING SECTION 2-345 SALE OR EXCHANGE OF PROPERTY OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO CLARIFY AMBIGUITIES. Attorney Kelley explained the ordinance as to the selling of property valued at less than \$5000.00 would not need council approval. Over that amount would come before council for approval. This will move to second reading next month.

**R2016-19- RESOLUTION-**AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH LUTTRELL CONSTRUCTION IN THE AMOUNT OF \$88,164.00 FOR CONSTRUCTION OF A ROADS MATERIAL BUNKER FOR THE STREET DEPARTMENT. Motion to approve by Alderman Wozniak, second by Alderman Flynn. Vote was 6 ayes, 0 nays. Adopted.

**R2016-20- RESOLUTION-** EXPRESSING THE WILLINGNESS OF THE CITY OF BELLA VISTA TO UTILIZE FEDERAL-AID TRANSPORTATION ALTERNATIVES PROGRAM FUNDS. Community Development Services Director Suneson explained how this will be used and the match of the city. A motion to approve was made by Alderman Anderson, seconded by Alderman Flynn. Vote was 6 in favor, 0 against, Resolution adopted.

**R2016-21-RESOLUTION-** INCREASING SALARY LIMITATIONS FOR CERTAIN POSITIONS IN THE COMMUNITY DEVELOPMENT SERVICES DEPARTMENT BUDGET, AND FOR OTHER PURPOSES. Director Suneson gave the reasons for this need to adjust the budget due to increased activity. The motion to approve was made by Alderman Anderson with a second by Alderman Flynn. 6 ayes, 0 nays. Adopted.

**R2016-22- RESOLUTION-** EXPRESSING THE WILLINGNESS OF THE CITY OF BELLA VISTA TO SUPPORT A RECREATIONAL TRAILS PROGRAM GRANT APPLICATION BY THE NORTHWEST ARKANSAS TRAILBLAZERS, AND FOR OTHER PURPOSES. Director Suneson explained what the impact of this would be for the city. It would be a maintenance cost of around \$1000.00 per year. Motion to approve made by Alderman Flynn, second by Alderman Morgan. 6 ayes, 0 nays. Adopted.

**R2016-23- RESOLUTION-** AUTHORIZING THE SALE OF CERTAIN SURPLUS CITY PROPERTY OF A COMBINED ESTIMATED VALUE OF MORE THAN \$5,000. Police Chief Farmer explained that this is for the sale of 6 surplus vehicles that have outlived their usefulness for the city. Motion was made by Alderman Wozniak and seconded by Alderman Morgan to approve this resolution. Vote was 6 ayes, 0 nays. Adopted.

The Mayor then went over the upcoming meetings as listed below.

**MEETINGS AND ANNOUNCEMENTS:**

- The next City Council Work Session will be Monday June 20, 2016 at 5:30PM in the City Hall Conference Room.
- The next Regular meeting of the City Council, Monday June 27, 2016 at 6:30 PM at the Bella Vista American Legion Hall.
- Planning Commission Work Session will be Thursday May 26, 2016 at 4:30PM in

- the City Hall conference room.
- Planning Commission Regular Meeting will be June 13, 2016 at 5:30PM in the City Hall conference room.
- Public Safety Committee Meeting will be June 8, 2016 at 9:00AM in the City Hall Conference room.

The meeting was adjourned at 7:12PM

Wayne Jertson, City Clerk

Peter Christie, Mayor